Serial No.: 10/791,103 Filed: March 2, 2004

Page : 3 of 9

Amendments to the Claims:

This listing of claims replaces all prior versions and listings of claims in the application:

Listing of Claims:

1. (Currently amended) A composition comprising an embolic particle comprising a shape memory material,

wherein the particle is generally spherical.

- 2. (Original) The composition of claim 1, wherein the shape memory material comprises a polymer.
- 3. (Original) The composition of claim 2, wherein the polymer is a material selected from the group consisting of polyurethane, polynorbornene, polymethylmethacrylate, poly(vinyl chloride), polyethylene, polyisoprene, styrene-butadiene copolymer, a rubber, and a photocrosslinkable polymer
- 4. (Original) The composition of claim 1, wherein the shape memory material comprises an alloy.
- 5. (Original) The composition of claim 4, wherein the alloy is a material selected from the group consisting of a nickel-titanium alloy.
- 6. (Original) The composition of claim 1, wherein the particle is non-bioabsorbable in a body.

Serial No.: 10/791,103 Filed: March 2, 2004

Page : 4 of 9

7. (Original) The composition of claim 1, wherein the particle comprises a therapeutic agent.

- 8. (Original) The composition of claim 7, wherein the particle defines a cavity, and the therapeutic agent is in the cavity.
- 9. (Original) The composition of claim 1, wherein the particle comprises a radiopaque material.
- 10. (Original) The composition of claim 9, wherein the radiopaque material is selected from the group consisting of gold, tantalum, platinum, and tungsten.
 - 11-16. (Cancelled).
 - 17. (Original) The composition of claim 1, wherein the particle has a groove.
 - 18-24. (Cancelled).
- 25. (Currently amended) The composition of claim <u>1</u> 23, wherein the particle comprises a portion capable of dissolving in a body.
- 26. (Original) The composition of claim 1, wherein the particle further comprises a second material that does not include a shape memory material.
- 27. (Currently amended) The composition of claim 26, wherein the second material is selected from the group consisting of polyester, nylon, DACRON®, polytetrafluoroethylene, polypropylene, polypropylene terephthalamide Kevlar®, silk, collagen, hair, and alginate.

Serial No.: 10/791,103 Filed: March 2, 2004

Page : 5 of 9

28. (Cancelled).

29. (Original) The composition of claim 1, comprising a plurality of embolic particles, wherein at least one of the particles comprises the shape memory material.

- 30. (Original) The composition of claim 29, further comprising a second plurality of embolic particles, a particle in the second plurality having a different shape than a particle in the plurality of embolic particles.
- 31. (Currently amended) The composition of claim 29, comprising the generally a spherical particle and a non-spherical particle.
- 32. (Original) The composition of claim 29, further comprising a second plurality of embolic particles, a particle in the second plurality having a different size than a particle in the plurality of embolic particles.
- 33. (Original) The composition of claim 29, further comprising a second plurality of embolic particles, a particle in the second plurality having a different hardness than a particle in the plurality of embolic particles.
- 34. (Original) The composition of claim 1, further comprising a second, non-solid embolic material.
- 35. (Original) The composition of claim 34, wherein the second embolic material is in the form of a liquid, a gel, or a foam.
- 36. (Original) The composition of claim 1, wherein the particle comprises a material capable of increasing in volume upon exposure to a predetermined stimulus.

Serial No.: 10/791,103 Filed: March 2, 2004

Page : 6 of 9

37. (Original) The composition of claim 36, wherein the material comprises a hydrogel.

- 38. (New) The composition of claim 26, wherein the second material is selected from the group consisting of polyester, nylon, polytetrafluoroethylene, polypropylene, silk, collagen, hair, and alginate.
- 39. (New) The composition of claim 27, wherein the second material comprises polyethylene terephthalate.